

(C) by striking “Whereas” each place it appears;

(D) by striking “and” after the semicolon at the end of each of paragraphs (1) and (2) (as so designated); and

(E) in paragraph (4) (as so designated), by striking “: Now, therefore,” and inserting a period;

(4) by moving the enacting clause so as to appear before section 1 (as so designated);

(5) by striking the last sentence of section 3 (as designated by paragraph (2));

(6) by inserting before section 3 (as designated by paragraph (2)) the following:

“SEC. 2. DEFINITIONS.

“In this Act:

“(1) SECRETARY.—The term ‘Secretary’ means the Secretary of the Interior.

“(2) TRIBE.—The term ‘Tribe’ means the Lumbee Tribe of North Carolina or the Lumbee Indians of North Carolina.”; and

(7) by adding at the end the following:

“SEC. 4. FEDERAL RECOGNITION.

“(a) IN GENERAL.—Federal recognition is extended to the Tribe (as designated as petitioner number 65 by the Office of Federal Acknowledgment).

“(b) APPLICABILITY OF LAWS.—All laws and regulations of the United States of general application to Indians and Indian tribes shall apply to the Tribe and its members.

“(c) PETITION FOR ACKNOWLEDGMENT.—Notwithstanding section 3, any group of Indians in Robeson and adjoining counties, North Carolina, whose members are not enrolled in the Tribe (as determined under section 5(d)) may petition under part 83 of title 25 of the Code of Federal Regulations for acknowledgment of tribal existence.

“SEC. 5. ELIGIBILITY FOR FEDERAL SERVICES.

“(a) IN GENERAL.—The Tribe and its members shall be eligible for all services and benefits provided by the Federal Government to federally recognized Indian tribes.

“(b) SERVICE AREA.—For the purpose of the delivery of Federal services and benefits described in subsection (a), those members of the Tribe residing in Robeson, Cumberland, Hoke, and Scotland counties in North Carolina shall be deemed to be residing on or near an Indian reservation.

“(c) DETERMINATION OF NEEDS.—On verification by the Secretary of a tribal roll under subsection (d), the Secretary and the Secretary of Health and Human Services shall—

“(1) develop, in consultation with the Tribe, a determination of needs to provide the services for which members of the Tribe are eligible; and

“(2) after the tribal roll is verified, each submit to Congress a written statement of those needs.

“(d) TRIBAL ROLL.—

“(1) IN GENERAL.—For purpose of the delivery of Federal services and benefits described in subsection (a), the tribal roll in effect on the date of enactment of this section shall, subject to verification by the Secretary, define the service population of the Tribe.

“(2) VERIFICATION LIMITATION AND DEADLINE.—The verification by the Secretary under paragraph (1) shall—

“(A) be limited to confirming documentary proof of compliance with the membership criteria set out in the constitution of the Tribe adopted on November 16, 2001; and

“(B) be completed not later than 2 years after the submission of a digitized roll with supporting documentary proof by the Tribe to the Secretary.

“SEC. 6. AUTHORIZATION TO TAKE LAND INTO TRUST.

“(a) IN GENERAL.—Notwithstanding any other provision of law, the Secretary is hereby authorized to take land into trust for the benefit of the Tribe.

“(b) TREATMENT OF CERTAIN LAND.—An application to take into trust land located within Robeson County, North Carolina, under this section shall be treated by the Secretary as an ‘on reservation’ trust acquisition under part 151 of title 25, Code of Federal Regulations (or a successor regulation).

“SEC. 7. JURISDICTION OF STATE OF NORTH CAROLINA.

“(a) IN GENERAL.—With respect to land located within the State of North Carolina that is owned by, or held in trust by the United States for the benefit of, the Tribe, or any dependent Indian community of the Tribe, the State of North Carolina shall exercise jurisdiction over—

“(1) all criminal offenses that are committed; and

“(2) all civil actions that arise.

“(b) TRANSFER OF JURISDICTION.—

“(1) IN GENERAL.—Subject to paragraph (2), the Secretary may accept on behalf of the United States, after consulting with the Attorney General of the United States, any transfer by the State of North Carolina to the United States of any portion of the jurisdiction of the State of North Carolina described in subsection (a) over Indian country occupied by the Tribe pursuant to an agreement between the Tribe and the State of North Carolina.

“(2) RESTRICTION.—A transfer of jurisdiction described in paragraph (1) may not take effect until 2 years after the effective date of the agreement described in that paragraph.

“(c) EFFECT.—Nothing in this section affects the application of section 109 of the Indian Child Welfare Act of 1978 (25 U.S.C. 1919).

“SEC. 8. AUTHORIZATION OF APPROPRIATIONS.

“There are authorized to be appropriated such sums as are necessary to carry out this Act.

“SEC. 9. SHORT TITLE.

“This Act may be cited as the ‘Lumbee Tribe of North Carolina Recognition Act’.”.

SA 4311. Ms. DUCKWORTH (for herself, Mr. YOUNG, Mr. HEINRICH, Mr. BENNET, Ms. KLOBUCHAR, Ms. ROSEN, Mrs. FEINSTEIN, Mr. PETERS, Mr. KING, Mr. KELLY, Mr. DURBIN, Mr. BLUMENTHAL, Mrs. GILLIBRAND, Ms. HIRONO, and Mrs. SHAHEEN) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title XII, add the following:

SEC. 1216. AFGHANISTAN WAR COMMISSION ACT OF 2021.

(a) SHORT TITLE.—This section may be cited as the “Afghanistan War Commission Act of 2021”.

(b) DEFINITIONS.—In this section:

(1) APPLICABLE PERIOD.—The term “applicable period” means the period beginning June 1, 2001 and ending August 30, 2021.

(2) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means—

(A) the Committee on Armed Services of the Senate;

(B) the Committee on Foreign Relations of the Senate;

(C) the Select Committee on Intelligence of the Senate;

(D) the Committee on Armed Services of the House of Representatives;

(E) the Committee on Foreign Affairs of the House of Representatives; and

(F) the Permanent Select Committee on Intelligence of the House of Representatives.

(3) INTELLIGENCE COMMUNITY.—The term “intelligence community” has the meaning given that term in section 3(4) of the National Security Act of 1947 (50 U.S.C. 3003(4)).

(c) ESTABLISHMENT OF COMMISSION.—

(1) ESTABLISHMENT.—There is established the Afghanistan War Commission (in this section referred to as the “Commission”).

(2) MEMBERSHIP.—

(A) COMPOSITION.—The Commission shall be composed of 12 members of whom—

(i) 1 shall be appointed by the Chairman of the Committee on Armed Services of the Senate;

(ii) 1 shall be appointed by the ranking member of the Committee on Armed Services of the Senate;

(iii) 1 shall be appointed by the Chairman of the Committee on Armed Services of the House of Representatives;

(iv) 1 shall be appointed by the ranking member of the Committee on Armed Services of the House of Representatives;

(v) 1 shall be appointed by the Chairman of the Committee on Foreign Relations of the Senate;

(vi) 1 shall be appointed by the ranking member of the Committee on Foreign Relations of the Senate;

(vii) 1 shall be appointed by the Chairman of the Committee on Foreign Affairs of the House of Representatives;

(viii) 1 shall be appointed by the ranking member of the Committee on Foreign Affairs of the House of Representatives;

(ix) 1 shall be appointed by the Chairman of the Select Committee on Intelligence of the Senate;

(x) 1 shall be appointed by the ranking member of the Select Committee on Intelligence of the Senate.

(xi) 1 shall be appointed by the Chairman of the Permanent Select Committee on Intelligence of the House of Representatives; and

(xii) 1 shall be appointed by the ranking member of the Permanent Select Committee on Intelligence of the House of Representatives.

(B) QUALIFICATIONS.—It is the sense of Congress that each member of the Commission appointed under subparagraph (A) should have significant professional experience from a position in—

(i) the Department of Defense;

(ii) the Department of State;

(iii) the intelligence community;

(iv) the United States Agency for International Development; or

(v) a relevant academic or scholarly institution.

(C) PROHIBITIONS.—A member of the Commission appointed under subparagraph (A) may not—

(i) be a current member of Congress or a former member of Congress who served in Congress after January 3, 2001;

(ii) have served in military or civilian positions having significant operational or strategic decision-making responsibilities for conducting United States Government actions in Afghanistan during the applicable period; or

(iii) have been a party to any United States or coalition defense contract during the applicable period.

(D) DATE.—The appointments of the members of the Commission shall be made not later than 60 days after the date of enactment of this Act.

(3) PERIOD OF APPOINTMENT; VACANCIES.—

(A) IN GENERAL.—A member of the Commission shall be appointed for the life of the Commission.

(B) VACANCIES.—A vacancy in the Commission—

(i) shall not affect the powers of the Commission; and

(ii) shall be filled in the same manner as the original appointment.

(4) MEETINGS.—

(A) INITIAL MEETING.—Not later than 30 days after the date on which all members of the Commission have been appointed, the Commission shall hold the first meeting of the Commission.

(B) FREQUENCY.—The Commission shall meet at the call of the Chairperson.

(C) QUORUM.—A majority of the members of the Commission shall constitute a quorum, but a lesser number of members may hold hearings.

(5) CHAIRPERSON AND VICE CHAIRPERSON.—The Commission shall select, by a simple majority vote, a Chairperson and a Vice Chairperson from among the members of the Commission who volunteer to perform such roles.

(d) PURPOSE OF COMMISSION.—The purpose of the Commission is to examine the war in Afghanistan, create strategic and grand strategic lessons learned, and develop recommendations for the Government of the United States and future policymakers and senior military decision makers in the United States.

(e) DUTIES OF COMMISSION.—

(1) STUDY.—

(A) IN GENERAL.—The Commission shall conduct a thorough study of all matters relating to combat operations, reconstruction and security force assistance activities, intelligence operations, and diplomatic activities of the United States pertaining to the war in Afghanistan.

(B) MATTERS STUDIED.—The matters studied by the Commission shall include—

(i) the activities and actions of the United States in and related to Afghanistan immediately prior to the attacks on September 11, 2001, and during the initial invasion of Afghanistan by the United States;

(ii) the resurgence of the Taliban and other combatants during the applicable period;

(iii) the efficacy of the various military missions conducted by United States and coalition forces, including train, advise, and assist operations, security and stability operations, and counter-narcotics and counter-terrorism operations, and the extent to which such missions conflicted;

(iv) peace negotiations involving the United States, the Islamic Republic of Afghanistan, and the Taliban; and

(v) the withdrawal of the United States military from Afghanistan.

(C) CONTENTS.—The study required under subparagraph (A) shall include the following elements:

(i) An analysis of the political and strategic decisions that influenced—

(I) interactions of the Government of the United States with the Government of Afghanistan;

(II) the strategic objectives of the war, including how such objectives changed, during the applicable period and the extent to which such objectives furthered strategies by the United States to terminate the war;

(III) the number of members of the Armed Services in Afghanistan during the applicable period;

(IV) the command and control relationships of the Armed Forces;

(V) the integration of military forces with other instruments of United States national power; and

(VI) the metrics used for measuring and reporting progress towards strategic objectives and the extent to which such metrics were analytically effective or accurate.

(ii) A statement addressing the military, diplomatic, and intelligence interactions of the United States with Pakistan during the applicable period, including any interactions between Government of Pakistan and the Government of Afghanistan or the Taliban.

(iii) An examination of the participation in the war in Afghanistan by member states of the North Atlantic Treaty Organization.

(iv) An examination of the long-term impact of the war in Afghanistan on government institutions in the United States.

(v) An examination of the authorities used to conduct the war and an assessment of the effectiveness of legislative actions taken to conduct oversight of the war.

(vi) A description of any other matters that the Commission determines significantly affected the conduct and the outcome of the war in Afghanistan.

(vii) Recommendations for legislation and administrative actions to address any shortcomings in the conduct of the war in Afghanistan identified by the Commission.

(2) REPORTS REQUIRED.—

(A) IN GENERAL.—

(i) ANNUAL REPORT.—Not later than 1 year after the date of the initial meeting of the Commission, and annually thereafter, the Commission shall submit to the appropriate congressional committees a report describing the progress of the Commission.

(ii) FINAL REPORT.—Not later than 4 years after the date of the initial meeting of the Commission, the Commission shall submit to the President and Congress a report that contains a detailed statement of the findings and conclusions of the Commission, together with the recommendations of the Commission.

(B) FORM.—The report required by subparagraph (A)(ii) shall be submitted and publicly released on a Government website in unclassified form but may contain a classified annex, which the Commission shall make every effort to ensure is classified at the lowest classification level.

(C) SUBSEQUENT REPORTS ON DECLASSIFICATION.—

(i) IN GENERAL.—Not later than 2 years after the date that the report required by subparagraph (A)(ii) is submitted and every 2 years thereafter until the entirety of the classified annex of such report is declassified and publicly available, each relevant agency of jurisdiction shall submit to the committee of jurisdiction a report on the efforts of such agency to declassify such annex.

(ii) CONTENTS.—Each report required by clause (i) shall include—

(I) a list of the items in the classified annex that the agency is working to declassify at the time of the report and an estimate of the timeline for declassification of such items;

(II) a broad description of items in the annex that the agency is declining to declassify at the time of the report; and

(III) any justification for withholding declassification of certain items in the annex and an estimate of the timeline for declassification of such items.

(F) POWERS OF COMMISSION.—

(1) HEARINGS.—The Commission may hold such hearings, sit and act at such times and places, take such testimony, and receive such evidence as the Commission considers advisable to carry out this section.

(2) ASSISTANCE FROM FEDERAL AGENCIES.—

(A) INFORMATION.—

(i) IN GENERAL.—The Commission may secure directly from a Federal department or agency such information as the Commission considers necessary to carry out this section.

(ii) FURNISHING INFORMATION.—On request of the Chairperson of the Commission, the head of the department or agency shall expeditiously furnish the information to the Commission.

(B) GENERAL SERVICES.—Upon the request of the Commission, the Administrator of General Services shall provide to the Commission, on a reimbursable basis, the administrative support services and office space necessary for the Commission to carry out its purposes and functions under this section.

(3) POSTAL SERVICES.—The Commission may use the United States mails in the same manner and under the same conditions as other departments and agencies of the Federal Government.

(4) GIFTS.—The Commission may accept, use, and dispose of gifts or donations of services or property.

(g) NONAPPLICABILITY OF FEDERAL ADVISORY COMMITTEE ACT.—

(1) IN GENERAL.—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the Commission.

(2) PUBLIC MEETINGS AND RELEASE OF PUBLIC VERSIONS OF REPORTS.—The Commission shall—

(A) hold public hearings and meetings to the extent appropriate; and

(B) release public versions of the reports required under subsection (e)(2).

(3) PUBLIC HEARINGS.—Any public hearings of the Commission shall be conducted in a manner consistent with the protection of information provided to or developed for or by the Commission as required by any applicable statute, regulation, or Executive order.

(h) COMMISSION PERSONNEL MATTERS.—

(1) COMPENSATION OF MEMBERS.—A member of the Commission who is not an officer or employee of the Federal Government shall be compensated at a rate equal to the daily equivalent of the annual rate of basic pay prescribed for level IV of the Executive Schedule under section 5315 of title 5, United States Code, for each day (including travel time) during which the member is engaged in the performance of the duties of the Commission.

(2) TRAVEL EXPENSES.—A member of the Commission shall be allowed travel expenses, including per diem in lieu of subsistence, at rates authorized for employees of agencies under subchapter I of chapter 57 of title 5, United States Code, while away from their homes or regular places of business in the performance of services for the Commission.

(3) STAFF.—

(A) IN GENERAL.—The Chairperson, in consultation with the Vice Chairperson of the Commission, may, without regard to the civil service laws (including regulations), appoint and terminate an executive director and such other additional personnel as may be necessary to enable the Commission to perform its duties, except that the employment of an executive director shall be subject to confirmation by the Commission.

(B) QUALIFICATIONS FOR PERSONNEL.—The Chairperson and the Vice Chairperson of the Commission shall give preference in such appointments under subparagraph (A) to individuals from academic backgrounds, and former military personnel should include representation from the reserve components.

(C) COMPENSATION.—The Chairperson, in consultation with the Vice Chairperson of the Commission, may fix the compensation of the executive director and other personnel without regard to chapter 51 and subchapter III of chapter 53 of title 5, United States Code, relating to classification of positions and General Schedule pay rates, except that the rate of pay for the executive director and

other personnel may not exceed the rate payable for level V of the Executive Schedule under section 5316 of that title.

(4) **DETAIL OF GOVERNMENT EMPLOYEES.**—A Federal Government employee may be detailed to the Commission without reimbursement, and such detail shall be without interruption or loss of civil service status or privilege.

(5) **PROCUREMENT OF TEMPORARY AND INTERMITTENT SERVICES.**—The Chairperson, in consultation with the Vice Chairperson of the Commission, may procure temporary and intermittent services under section 3109(b) of title 5, United States Code, at rates for individuals that do not exceed the daily equivalent of the annual rate of basic pay prescribed for level V of the Executive Schedule under section 5316 of that title.

(6) **SECURITY CLEARANCES.**—The appropriate departments or agencies of the United States shall cooperate with the Commission in expeditiously providing to the members and staff of the Commission appropriate security clearances to the extent possible pursuant to existing procedures and requirements.

(i) **TERMINATION OF COMMISSION.**—The Commission shall terminate 90 days after the date on which the Commission submits the report required under subsection (e)(2)(A)(ii).

(j) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **IN GENERAL.**—There is authorized to be appropriated to the Commission such amounts as necessary to carry out activities under this section.

(2) **AVAILABILITY.**—Any sums appropriated under the authorization contained in this section shall remain available, without fiscal year limitation, until the date of the termination of the Commission under subsection (i).

SA 4312. Ms. DUCKWORTH submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title X, insert the following:

SEC. _____. NATIONAL SERVICE CORPS FOR MILITARY SPOUSES AND DEPENDENTS.

(a) **AMENDMENT TO NCSA.**—Part I of subtitle C of title I of the National and Community Service Act of 1990 (42 U.S.C. 12571 et seq.) is amended by adding at the end the following:

“SEC. 127. NATIONAL SERVICE CORPS FOR MILITARY SPOUSES AND DEPENDENTS.

“(a) **IN GENERAL.**—The Corporation shall enter into an interagency agreement under section 121(b) with the Secretary of Defense to carry out the program under this section, which shall be known as the ‘National Service Corps for Military Spouses and Dependents’ (referred to in this section as ‘the Corps’), and which shall be funded by the Department of Defense and carried out by the Corporation in accordance with the terms and conditions of this subtitle, unless otherwise specified.

“(b) **MEMBERSHIP.**—Notwithstanding section 137, the Corps shall be composed of—

“(1) military spouses; and

“(2) dependent children who are not younger than age 16 and not older than age 26.

“(c) **NUMBER OF PARTICIPANTS.**—The number of participants in the program under this section shall not exceed 1000.

“(d) **ACTIVITIES.**—The recipient of a grant supported under the interagency agreement described in subsection (a) shall use a portion of the financial assistance or positions involved, directly or through subgrants to other entities, to support or carry out activities to address community needs, as determined by the Corporation, which may include activities described in section 122, as full- or part-time programs.

“(e) **BENEFITS.**—

“(1) **IN GENERAL.**—Participants in the program under this section shall be eligible for the living allowance and other benefits described in section 140, except for the benefits described in subsections (d) and (e) of that section.

“(2) **HEALTH BENEFITS.**—The Corporation shall ensure that the interagency agreement described in subsection (a) establishes that the Secretary of Defense shall provide coverage under a health plan, as determined by the Secretary of Defense, for all participants in the program under this section who are not covered beneficiaries under the TRICARE program (as that term is defined in section 1072 of title 10, United States Code).

“(3) **EDUCATIONAL AWARD.**—Participants in the program under this section shall be eligible for a national service educational award.

“(f) **EARLY RELEASE FROM SERVICE FOR COMPELLING PERSONAL CIRCUMSTANCES.**—

“(1) **RELEASE.**—Notwithstanding any other provision of this Act, as determined by the Secretary of Defense, a Corps member may be released from completing a term of service in the approved national service position for compelling personal circumstances.

“(2) **AWARD.**—A Corps member who is released under paragraph (1) is eligible to receive a pro-rated national service educational award if—

“(A) the Corps member has completed at least 15 percent of the Corps member's term of service;

“(B) the Corps member, or a member of the Corps member's family, receives military orders, such as a permanent change of station (PCS), that necessitate the Corps member's relocation away from the Corps member's service site; and

“(C) the Corps member is unable to secure an appropriate reassignment as described in subsection (g).

“(g) **NECESSARY RELOCATION.**—A member of the Corps who must relocate due to a permanent change of station (PCS) or other military order shall, to the extent practicable, continue the member's term of service with the member's current assignment or by securing an appropriate reassignment. The Secretary of Defense shall support, to the extent practicable, such a relocating Corps member who wishes to continue the term of service.”

(b) **DEPARTMENT OF DEFENSE.**—

(1) **IN GENERAL.**—The Secretary of Defense shall enter into an interagency agreement with the Corporation for National and Community Service as described in section 127 of the National and Community Service Act of 1990 (as added by subsection (a) of this section), and shall provide funding to the Corporation to carry out such section.

(2) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Department of Defense, such sums as may be necessary to carry out paragraph (1), including such sums as may be necessary to provide a national service educational award for each participant under such section 127.

(c) **EFFECTIVE DATE.**—This section, and the amendments made by this section, shall take effect on the date that is 1 year after the date of enactment of this section.

SA 4313. Ms. DUCKWORTH (for herself, Mr. CASSIDY, and Mr. KENNEDY)

submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title III, add the following:

SEC. 376. PROHIBITION ON HOUSING OF CHIMPANZEES AT INSTALLATIONS OF THE AIR FORCE.

(a) **IN GENERAL.**—On or after May 31, 2022, the Secretary of the Air Force may not house chimpanzees at any installation of the Department of the Air Force.

(b) **TRANSPORT OF CHIMPANZEES.**—

(1) **IN GENERAL.**—Any chimpanzees currently housed at an installation of the Department of the Air Force shall be transported to Chimp Haven in Louisiana, beginning not later than the date of the enactment of this Act.

(2) **COMPLETION OF TRANSPORT.**—All transport of chimpanzees required under paragraph (1) shall be completed by not later than May 31, 2022.

SA 4314. Ms. DUCKWORTH (for herself, Ms. ERNST, and Mrs. FISCHER) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title III, add the following:

SEC. 318. PILOT PROGRAM ON USE OF SUSTAINABLE AVIATION FUEL.

(a) **PILOT PROGRAM REQUIRED.**—

(1) **IN GENERAL.**—The Secretary of Defense shall conduct a pilot program on the use of sustainable aviation fuel by the Department of Defense.

(2) **DESIGN OF PROGRAM.**—The pilot program shall be designed to—

(A) identify any logistical challenges with respect to the use of sustainable aviation fuel by the Department;

(B) promote understanding of the technical and performance characteristics of sustainable aviation fuel when used in a military setting; and

(C) engage nearby commercial airports to explore opportunities and challenges to partner on increased use of sustainable aviation fuel.

(b) **SELECTION OF FACILITIES.**—

(1) **SELECTION.**—

(A) **IN GENERAL.**—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall select not fewer than two geographically diverse facilities of the Department at which to carry out the pilot program.

(B) **ONSITE REFINERY.**—Not fewer than one facility selected under subparagraph (A) shall be a facility with an onsite refinery that is located in proximity to not fewer than one major commercial airport that is